

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Application of: | Colombe Chappey | Confirmation No.: | 4793 |
| Serial No.: | 10/612,603 | Art Unit: | 1648 |
| Filed: | July 1, 2003 | Examiner: | Humphrey, Louise Wang Zhiying |
| For: | COMPOSITIONS AND METHODS FOR DETERMINING SUSCEPTIBILITY OF A PATHOGENIC VIRUS TO PROTEASE INHIBITORS | Attorney Docket No.: | 11068-065-999 |

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 23, 2008 of the Primary Examiner finally rejecting claims 1, 12, 13, 18, 21, 24, 25, 29, 31 and 39-42 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ A request for an extension of time for responding to the final rejection for three (3) month(s):
☐ was filed on _____
☒ is submitted herewith.
2. ☒ A timely response to the final rejection has been filed.
3. ☐ A fee in the amount of **\$540.00** is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
4. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$270.00** is:
☒ Required.
☐ Not required (Fee paid in prior appeal).
5. ☒ Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013 (reference 949677-999063).

Respectfully submitted,

Date: June 17, 2009



56,056

David C. Pauling

(Reg. No.)

FOR: Nikolaos C. George, Reg. No. 39,201

JONES DAY

222 East 41st Street

New York, New York 10017-6702

(212) 326-3939